

REMARKS

This is filed in response to the final Office Action mailed April 8, 2008, maintaining the rejection of claims 1 – 36 under 35 USC 101, but indicating that the claimed invention is otherwise free and clear of the art.

The independent claims are amended as indicated above in accord with a telephone discussion between the undersigned and Examiner Opsasnick on this same date herewith. Specifically, the independent claims are amended to recite that the intelligibility enhancing device outputs the audio signal utilizing an adjusted gain, as otherwise detailed in the claims.

As so amended, the claims are understood to meet still more fully the requirements of 35 USC 101. Reconsideration and withdrawal of the rejection is therefore requested, so that this application may be passed to issuance.

Respectfully submitted,

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